

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 5, Liberty District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) are owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY
CONSOL PENNSYLVANIA COAL COMPANY LLC
RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY
McELROY COAL COMPANY
CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 17 day of JULY, 2009, by D. P. McCRACKEN, its ASST. MANAGER, by authority duly given.

JAN PEST
MARSHALL County 08:31:12 AM
Instrument No 1272680
Date Recorded 08/03/2009
Document Type O&G
Book-Page 684-37
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: 
Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 30th day of July, 2009, by Robert P. King, its Vice President, by authority duly given.

CONSOLIDATION COAL COMPANY
a Delaware corporation:

By: [Signature]
Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 30th day of July, 2009, by Robert P. King, its Vice President, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC
a Delaware limited liability company:

By: [Signature]
Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of JULY, 2009, by D.R. MCCracken, its VICE PRESIDENT, by authority duly given.

RESERVE COAL PROPERTIES COMPANY
a Delaware corporation:

By: [Signature]
Its: VICE PRESIDENT

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 20th day of July, 2009, by Robert P. King, its Vice President by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: [Signature]

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of JULY, 2009, by D. R. McCRACKEN, its VICE PRESIDENT, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

By: [Signature]

Its: VICE PRESIDENT

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. McCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASST. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of JULY, 2009.

(SEAL)
COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2013
Member, Pennsylvania Association of Notaries

[Signature]
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Washington

Before me, Joanne T. Bafrali, a Notary Public, on this day personally appeared Robert P. King, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 26th day of July, 2009.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Joanne T. Bafrali, Notary Public
Upper St. Clair Twp., Allegheny County
My Commission Expires Sept. 10, 2010
Member, Pennsylvania Association of Notaries

Joanne T. Bafrali
Notary Public

My Commission expires 9-10-10

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Washington

Before me, Joanne T. Bafrali, a Notary Public, on this day personally appeared Robert P. King, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 26th day of July, 2009.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Joanne T. Bafrali, Notary Public
Upper St. Clair Twp., Allegheny County
My Commission Expires Sept. 10, 2010
Member, Pennsylvania Association of Notaries

Joanne T. Bafrali
Notary Public

My Commission expires 9-10-10

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. P. LICCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of JULY, 2009.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2013
Member, Pennsylvania Association of Notaries

Jane M. Young
Notary Public

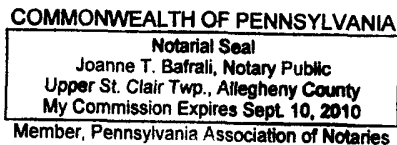
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Washington

Before me, Joanne T. Bafrali, a Notary Public, on this day personally appeared Robert P. King, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 20th day of July, 2009.

(SEAL)



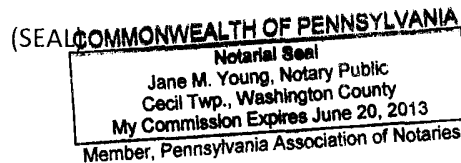
Joanne T. Bafrali
Notary Public

My Commission expires 9-10-10

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. P. McCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of JULY, 2009.



Jane M. Young
Notary Public

My Commission expires _____

This Document Prepared By:

J. Kevin Ellis

WV Bar No. 9964

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

MO5152141

EXHIBIT A - SURFACE TRACTS (McELROY MINE)
Tax Map 5, Liberty District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
5	2	Mathews	Alex A. et al.	109 Hilltop Dr	MINERVA	OH	44657	37 Big Run	183/426
5	6	Big Run Christian Church TR		RD 5 Box 241	CAMERON	WV	26033	48.571 Big Run	574/403
5	7	Pettit	Michael R. et ux.	RR 5 Box 501	CAMERON	WV	26033	69.26 Big Run	584/574
5	8	McCracken	Basil EST	1606 St. Andrews	WASHINGTON	PA	15301	103.20 Big Run O&G	250/319
5	9	McCracken	Basil EST	1606 St. Andrews	WASHINGTON	PA	15301	91.41 Big Run	188/185
5	10	McCracken	Basil EST	1606 St. Andrews	WASHINGTON	PA	15301	124.263 N Cameron	269/293
5	11	Cumpston	John D. et ux.	RD 5 Box 46	CAMERON	WV	26033	126 A N Cameron	547/421
5	12	Frye	Chris & Michaelene		CAMERON	WV	26033	39.54 A Four Mile	668/609
5	13	Cumpston	John D. et ux.	RD 5 Box 46	CAMERON	WV	26033	107.03 A Four Mile & O&G	521/478
5	14	Koski	Paul Vincent et ux.	RR 4 Box 129 A	MOUNDSVILLE	WV	26041	25 Four Mile	611/661
5	15	Campbell	Linda L.	RD 5 Box 40	CAMERON	WV	26033	82.08 Four Mile	660/21
5	16	Campbell	Linda L.	RD 5 Box 40	CAMERON	WV	26033	108 Harts Run	660/21
5	17	Campbell	Linda L.	RD 5 Box 40	CAMERON	WV	26033	20.50 Harts Run	660/21
5	18	Marshall	Lois Simms & Wilbert	RD 3 Box 159	CAMERON	WV	26033	98.15 Harts Run	403/93
5	19	Schrack	Andrew L. & Dana L.	RR 5 Box 39	CAMERON	WV	26033	21.8 Near Harts Run	654/231
5	20	Frye	Chris & Michaelene		CAMERON	WV	26033	54 A Four Mile	668/609
5	21	Campbell	Linda L.	RD 5 Box 40	CAMERON	WV	26033	12.12 A Valley Run	660/18
5	22	Consolidation Coal Company		1000 Consol Drive	CANNONSBURG	PA	15317	P/O 124.80 A Abandoned B&O R/W Fairmont Branch	648/621
5	23	Hilmer	Scott A.	637 Latrobe Crabtree Rd	LATROBE	PA	15650	42.534 A Big Run	588/125
5	24	Lilley	Jonathan Z. & Rachael B.	RR 5 Box 58 A	CAMERON	WV	26033	60.166 A Big Run Less Minerals	658/645
5	24.1	Pettit	Carl S.	RR 5 Box 59	CAMERON	WV	26033	9.908 A Big Run	623/23
5	25	Pettit	Carl S.	RR 5 Box 59	CAMERON	WV	26033	13.745 A Big Run	620/612

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 17th day of July, 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 3rd day of August, 2009, at 8:31 o'clock P. M.

TESTE: Jan Pest Clerk.